

Chairman

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PENNSYLVANIA GAMING CONTROL BOARD

P.O. BOX 69060

HARRISBURG, PENNSYLVANIA

17106-9060

MEETING MINUTES

WEDNESDAY, SEPTEMBER 4, 2019 – 10:00 a.m.

STRAWBERRY SQUARE COMPLEX, 2ND FLOOR, HARRISBURG

Commissioners

OBRA S. KERNODLE IV

SEAN LOGAN

KATHY M. MANDERINO

T. MARK MUSTIO

MERRITT C. REITZEL

DANTE SANTONI, JR.

Ex-Officio Members

C. DANIEL HASSELL

RUSSELL C. REDDING

JOSEPH M. TORSELLA

A meeting of the Pennsylvania Gaming Control Board was held at the Pennsylvania Gaming Control Board Office of Hearings and Appeals, Strawberry Square Complex, 2nd Floor, Harrisburg, PA.

MEMBERS OF THE BOARD:

David M. Barasch, Chairman

Obra S. Kernodle, IV

Sean Logan (via teleconference)

Kathy M. Manderino

T. Mark Mustio

Merritt C. Reitzel

Dante Santoni, Jr.

EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:

Christine Heidingsfelder, Designee, Department of Revenue

Jennifer Langan, Designee, Pennsylvania Treasury

Fred Strathmeyer, Designee, Department of Agriculture

PA GAMING CONTROL BOARD EXECUTIVE STAFF WHO APPEARED BEFORE THE BOARD:

Danette Bixler George, Director, Human Resources – New Hire

David Rhen, Director, Financial Management – Year-End Budget Report

Chad Zimmerman, Assistant Chief Counsel – Regulation

R. Douglas Sherman, Chief Counsel – Petitions

Steve Cook, Deputy Chief Counsel – Withdrawals/Surrenders and Report and Recommendations

Susan Hensel, Director, Bureau of Licensing Matters

Cyrus Pitre, Chief Enforcement Counsel – Enforcement Actions

Office of Enforcement Counsel – Also presenting:

Thomas Monaghan, Assistant Enforcement Counsel

David Tepper, Assistant Enforcement Counsel

OTHER ATTENDEES FOR MEETING AND/OR HEARING(S):

CATEGORY 4 CASINO LICENSE AUCTION:

LINDA LLOYD, Director, Office of Hearings and Appeals

PAMELA LEWIS, Board Secretary and Executive Assistant

A Category 4 Auction was held prior to the regularly scheduled public meeting. There were no bids therefore there will be no future auctions.

A quorum of the Board being present, Chairman Barasch called the meeting to order.

ANNOUNCEMENTS

The Chairman announced that the Board held an Executive Session on September 3rd to discuss personnel matters and to conduct quasi-judicial deliberations relating to matters coming before the Board on September 4th.

MINUTES/TRANSCRIPT

On a motion by Commissioner Mustio, seconded by Commissioner Reitzel, the Board unanimously approved the minutes and transcript of the July 10, 2019 meeting.

HUMAN RESOURCES**PGCB MOTION NO. 2019-290 HR**

Motions: 1st–Board Member Reitzel / 2nd–Board Member Santoni

The Board hereby approved the applicant for hire as follows:

- **Christopher Schroder**, Director of Casino Compliance

Board Decision: Passed by unanimous vote

OFFICE OF FINANCIAL MANAGEMENT

Mr. Dave Rhen, Director of Financial Management provided a final accounting of expenditures for FY 2018-19, which concluded on June 30th.

OFFICE OF CHIEF COUNSEL**PGCB MOTION NO. 2019-291 OCC**

Motions: 1st–Board Member Santoni / 2nd–Board Member Kernodle

The Board hereby adopted **Proposed Regulation #125-225** regarding Amendments for the Compulsive and Problem Gaming Regulations and the Self-Exclusion Program. The proposed regulation amendment includes rebranding the list name from the PGCB Voluntary Self-Exclusion List to the Voluntary Casino Self-Exclusion List. In addition, provisions were added to allow an individual who voluntarily excluded for lifetime to seek removal from the list after a specific time period and other conditions are met. The proposed regulation also includes a provision to allow an individual to self-exclude online via a portal created by the PGCB Information Technology Department.

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-292 OCC

Motions: 1st–Board Member Kernodle / 2nd–Board Member Manderino

The Board hereby granted **Roman Mosaic & Tile Co.’s** Petition to be removed from the Prohibited Gaming Service Provider List, upon payment of a \$1,500 civil penalty and the filing of appropriate applications or notification as requested by the Bureau of Licensing.

Docket Number: 8588-2019

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-293 OCC

Motions: 1st–Board Member Mustio / 2nd–Board Member Manderino

The Board hereby granted **Joe Rivello’s** Petition to be removed from the PGCB Involuntary Exclusion List. Removal is effective 5 days from the date of the Board’s Order.

Docket Number: 4236-2015

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-294 OCC**Motions:** 1st–Board Member Manderino / 2nd–Board Member Mustio

The Board hereby approved, without prejudice, the following **withdrawals and surrenders** as follows:

- Nathan Wadds – Withdraw Principal License App; 8579-2019
- Eugene Davis – Surrender Principal License; 8580-2019
- Jeremie Kanter – Withdraw Principal License App; 8584-2019
- Exalis Investissements SAS – Surrender Affiliate License; 8585-2019
- Hestia Developpment Et Croissance – Surrender Affiliate License; 8586-2019
- Holding Wilson S.A. – Surrender Affiliate License; 8587-2019
- Kevin P. Brown – Surrender Principal License; 8591-2019
- Terrence Wright – Surrender Conditional VGT Principal License and Withdraw Principal License Application; 8592-2019
- Neil Sell - Surrender Conditional VGT Principal License and Withdraw Principal License Application; 8593-2019
- Michael Bryant Polk – Surrender Principal License; 8609-2019
- Pia-Lena Olofsson – Withdraw Principal License App; 8610-2019
- William Bible – Withdraw Principal License App; 8615-2019
- Joshua Risley – Surrender Principal License; 8618-2019
- Charles Robert Henry – Surrender Principal License; 8656-2019
- Eliane Elisabeth Carrette – Surrender Principal License; 8668-2019
- Erin Chamberlin – Surrender Principal License; 8651-2019
- Paysafe Payment Services, LLC – GSP; 8612-2019
- William Ambrose Burke – Surrender Principal License; 8617-2019

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-295 OCC**Motions:** 1st–Board Member Mustio / 2nd–Board Member Reitzel

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals denying **D.C.’s** Petition for removal from the PGCB Voluntary Self-Exclusion List. The Board recognizes that this matter contains sensitive information that is confidential and further orders that the entire file be placed UNDER SEAL restricting public access.

Docket Number: 8047-2018

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-296 OCC**Motions:** 1st–Board Member Reitzel / 2nd–Board Member Santoni

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals denying **D.F.’s** Petition for removal from the PGCB Voluntary Self-Exclusion List. The Board recognizes that this matter contains sensitive information that is confidential and further orders that the entire file be placed UNDER SEAL restricting public access.

Docket Number: 8324-2019

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-297 OCC**Motions:** 1st–Board Member Santoni / 2nd–Board Member Kernodle

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals denying **J.J.’s** Petition for Early Removal from the PGCB Voluntary Self-Exclusion List. J.J. may request removal from the Self-Exclusion List after July 16, 2022, five (5) years from the date she placed herself on the list. The Board recognizes that this matter contains sensitive information that is confidential and further orders that the entire file be placed UNDER SEAL restricting public access.

Docket Number: 8273-2019

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-298 OCC**Motions:** 1st–Board Member Kernodle / 2nd–Board Member Reitzel

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals recommending the placement of **Stephen Vislocky** on the PGCB Involuntary Exclusion List. Exhibits which contain confidential information, and are part of the Board's Order, shall be redacted.

Docket Number: 8296-2019

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-299 OCC**Motions:** 1st–Board Member Kernodle / 2nd–Board Member Manderino

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals recommending the suspension of **David Mizak's** Non-Gaming Employee Registration remain in effect. Mr. Mizak's suspension shall remain in effect until further action by the Board. Exhibits which contain confidential information, and are part of the Board's Order, shall be redacted.

Docket Number: 8549-2019

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-300 OCC**Motions:** 1st–Board Member Manderino / 2nd–Board Member Mustio

The Board hereby adopted the Report and Recommendation of the Office of Hearings and Appeals recommending **William Malie's** application for a G2 Employee Permit be granted.

Docket Number: 8345-2019

Board Decision: Passed by unanimous vote

BUREAU OF LICENSING**PGCB MOTION NO. 2019-301 BOL****Motions:** 1st–Board Member Mustio / 2nd–Board Member Reitzel

The Board granted a Video Gaming Terminal Establishment License to **C H R Corp., d/b/a Rutter's Store #4** (Docket #111770-1), **Store #8** (Docket #111785-1) and **Store #56** (Docket #111796-1). C H R Corp. shall pay any outstanding fees as determined by the Board within 10 days and agrees to the Statement of Conditions. *The following Principals and/or Key employees are the **SAME** for each "Store" referenced above and have submitted applications and all applicable fees for licensure in conjunction with this application:*

- Rutter's Holdings, Inc. - Docket # 11204 7-1
- Terrence S. Hartman- Docket #111777-1
- Todd M. Rutter - Docket # 111778-1
- Tim L. Rutter - Docket # 11177 4-1
- Scott E. Hartman - Docket # 111772-1
- Christopher J. Reed- Docket #111779-1
- Brian D. Roadarmel- Docket #111780-1
- Jere D. Matthews -Docket #111781-1
- Robert W. Perkins - Docket #111783-1

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-302 BOL**Motions:** 1st–Board Member Reitzel / 2nd–Board Member Santoni

The Board granted a Video Gaming Terminal Establishment License to TA Operating LLC d/b/a Travel Centers of America for Sites **#67** (Docket #112941-1), Site **#3** (Docket #112945-1), Site **#68** (Docket #112943-1), Site **#212** (Docket #112944-1), Site **#213** (Docket #112939-1) and Site **#214** (Docket #112940-1). TA Operating LLC shall pay any outstanding fees as determined by the Board within 10 days and agrees to

the Statement of Conditions. The following Principals and/or Key employees are the **SAME for each "Site" referenced above** and have submitted applications and all applicable fees for licensure in conjunction with this application:

- TravelCenters of America Holding Company LLC - Docket #113324
- Andrew Rebholz - Docket #112872-1
- Adam Portnoy-Docket #112873-1
- Barry Richards -Docket #112933-1
- William Myers-Docket #112938-1
- Eddie Kirkwood-Docket #112952-1
- Lowell Chichester - Docket # 112954-1

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-303 BOL

Motions: 1st–Board Member Santoni / 2nd–Board Member Kernodle

The Board granted an Abbreviated Interactive Gaming Manufacturer License to **Ainsworth Game Technology**. Ainsworth Game Technology shall pay a \$10,000 license fee, pay any outstanding fees and agree to the Statement of Conditions (SOC) evidenced by its signing said document by an Ainsworth Game Technology Executive Officer or Designee within 10 days of receiving the SOC. All fees shall be paid within 10 days of being notified by the Board.

Docket Number: 103066

Board Decision: Passed by unanimous vote

MOTION NO. 2019-304 BOL

Motions: 1st–Board Member Kernodle / 2nd–Board Member Manderino

The Board approved the following **Principal and Conditional Principal Affiliate** Licenses as follows:

- Chester Downs and Marina, LLC, Category 1, Docket #1368, Addendum
Initial – Principal - Ty Terrill Stewart- Docket #112002-1
- Penn Sports Interactive, LLC
Initial - Conditional Principal Affiliate - Penn Sports Interactive, LLC - Docket #120666-1

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-305 BOL

Motions: 1st–Board Member Reitzel / 2nd–Board Member Manderino

The Board approved the issuance of 3 **Temporary Principal** and 3 **Temporary Key Employee Credentials** as follows:

Application Number	Individual/Entity Name	Title	License Type
Entity Type: Facility-Category 1			
Entity Name: Mountainview Thoroughbred Racing Association, LLC, DBA: Hollywood Casino at Penn National Race Course			
117648-1	Erich Damien Zimny	Head of Retail Sportsbook Operations	Key Employee
117619-1	John Milton Francis IV	Director of iGaming Operations	Key Employee
Entity Name: PID, LLC			
46159-4	Stephanie Machowski	Director of Table Games	Key Employee
Entity Type: iGaming Manufacturer			
Entity Name: NetEnt Americas LLC			
118187-1	Rolf Christoffer Lundstrom	Board Member Audit Committee	Principal
Entity Type: Slot Machine Supplier			
Entity Name: KGM Gaming, LLC, DBA: KGM Gaming			
2277-7	Jason Eric Cohen	Executive Vice President-7% ownership	Principal
Entity Type: VGT Terminal Operator			
Entity Name: Commonwealth Gaming, LLC, DBA: Commonwealth Gaming			
117889-1	Leo Aksekrud	CFO	VGT Principal

Total Key Employee Count: 3
Total Principal Count: 2
Total VGT Principal Count: 1

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-306 BOL**Motions:** 1st–Board Member Manderino / 2nd–Board Member Mustio

The Board approved the issuance of 566 **Gaming Employee Occupation Permits** (295 initial, 105 renewals, 103 G2 full permits, and 63 temporary G2 permits) and 190 **Non-Gaming Employee Registrations**. (Note: information pertaining to the names of these individuals can be found in the Order.)

Registrations. (Note: information pertaining to the names of these individuals can be found in the Order.)

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-307 BOL**Motions:** 1st–Board Member Mustio / 2nd–Board Member ReitzelThe Board approved the Application **denials** as follows:

- **GAMING EMPLOYEES**

Brandon Tippmann (G-2) - #47390-4

Craig Post – (G-2) #103977-1

Michael Bennet (G-2) - #45002-3

- **NON-GAMING EMPLOYEE**

Daniel Washington – #12970-1

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-308 BOL**Motions:** 1st–Board Member Reitzel / 2nd–Board Member SantoniThe Board approved the **Withdrawal** of 2 Key, 37 Gaming and 8 Non-Gaming Employee Applications.

(Note: information pertaining to the names of these individuals can be found in the Order.)

Board Decision: Passed by unanimous vote

PGCB MOTION NO. 2019-309 BOL**Motions:** 1st–Board Member Santoni / 2nd–Board Member KernodleThe Board approved the applications for **Gaming Service Provider Registration** as follows:

GID # 28957-3
 GAMING SERVICE PROVIDER: The Oliver Sprinkler Company, Inc.
 FACILITY: N/A
 PRODUCT/SERVICE: Design, installation, maintenance and inspection of fire protection and security systems.

GID # 116390-1
 GAMING SERVICE PROVIDER: Mayer Electric Supply Co., Inc.
 FACILITY: N/A
 PRODUCT/SERVICE: Electrical Supplies.

GID # 29789-3
 GAMING SERVICE PROVIDER: Massaro Industries, Inc.
 FACILITY: N/A
 PRODUCT/SERVICE: Installation of ceramic tile, marble and granite.

GID # 117277-1
 GAMING SERVICE PROVIDER: P&P Vegas Group, Inc.
 FACILITY: N/A
 PRODUCT/SERVICE: Sports wagering affiliate.

GID # 116384-1
 GAMING SERVICE PROVIDER: RotoQL, Inc., DBA: BetQL, SquadQL, QL Gaming Group.
 FACILITY: FanDuel
 PRODUCT/SERVICE: Affiliate marketing related to sports wagering.

Board Decision: Passed by unanimous vote

OFFICE OF ENFORCEMENT COUNSEL**PGCB MOTION NO. 2019-310 OEC****Motions:** 1st–Board Member Kernodle / 2nd–Board Member MustioThe Board hereby approved the revocation of **Ashley Watt's** Non-Gaming Employee Registration.

Docket Number: 8381-2019

Board Decision: Passed by unanimous vote

The Board approved the following placements on the PGCB Involuntary Exclusion List:

MOTION #	RESPONDENT	DOCKET #-2018-19	FIRST	SECOND	BOARD DECISION	SPECIAL CONDITIONS
2019-311 OEC	Kumarchandra Bharat	8181-2018	Santoni	Manderino	Unanimous	
2019-312 OEC	William Ortiz, Jr.	8382-2019	Manderino	Mustio	Unanimous	
2019-313 OEC	Rosetta Stewart	8519-2019	Mustio	Reitzel	Unanimous	
2019-314 OEC	Nicole Jones	8405-2019	Reitzel	Santoni	Unanimous	

PUBLIC COMMENT

There were no registered speakers.

ADJOURNMENT

On a motion by Board Member Santoni, seconded by Board Member Kernodle, the meeting was adjourned.